

20-Jan-05 04:34pm From-LAHIVE & COCKFIELD, LLP

6177424214

T-207 P.01/08 F-329

FAX TRANSMISSION

DATE: January 20, 2005

PTO IDENTIFIER: Application Number 09/757142-Conf. #6617
Patent Number

Inventor: Wilhelm AMBERG et al.

MESSAGE TO: US Patent and Trademark Office

Attn: Examiner Celsa, Bennett M.

FAX NUMBER: (703) 305-3230

FROM: LAHIVE & COCKFIELD, LLP

DeAnn F. Smith

PHONE: (617) 227-7400

Attorney Dkt. #: BBI-6026CPCN

PAGES (Including Cover Sheet): 8

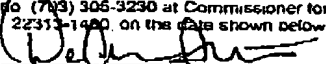
CONTENTS: Copy of Request for Corrected Filing Receipt and related documents originally filed 9/13/02 (5 pages)
Transmission of Previously Filed Request for Corrected Filing Receipt (1 page)
Certificate of Transmission (1 page)

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Dated January 20, 2005 Signature 
(DeAnn F. Smith)

Docket No.: BBI-6026CPCN
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Wilhelm Amberg *et al.*

Confirmation No.: 6617

Application No.: 09/757142

Art Unit: 1639

Filed: January 9, 2001

Examiner: Celsa, Bennett M.

For: Antineoplastic Peptides

**TRANSMISSION OF PREVIOUSLY FILED REQUEST TO CORRECT FILING
RECEIPT**

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Alexandria, VA 22313-1450

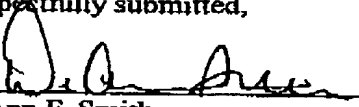
Dear Sir:

As discussed in your January 19, 2005 telephone conference with Brian Trinque regarding the missing priority information in the above-identified application, attached please find a copy of the Request for Corrected Filing Receipt and related documents originally filed with the U.S. Patent and Trademark Office on September 13, 2002. Additionally, we have included a copy of the return receipt postcard date-stamped by the OIPE. We will contact you prior to the February 3, 2005 issue fee deadline to confirm that the priority information has been appropriately corrected. If you have any questions regarding this matter, please do not hesitate to contact us at (617) 227-7400.

Applicant believes no fee is due with this statement. However, if a fee is due, please charge our Deposit Account No. 12-0080, under Order No. BBI-6026CPCN from which the undersigned is authorized to draw.

Dated: January 20, 2005

Respectfully submitted,

By 
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Attorney/Agent For Applicant

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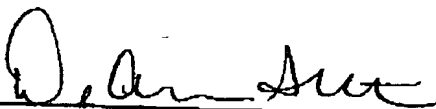
Application No. (if known): 09/757142

Attorney Docket No.: BBI-6026CPCN

Certificate of Transmission under 37 CFR 1.8

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on January 20, 2005
Date



Signature

DeAnn F. Smith

Typed or printed name of person signing Certificate

38,683

Registration Number, if applicable

(617) 227-7400

Telephone Number

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Copy of Request for Corrected Filing Receipt and related documents
originally filed 9/13/02 (5 pages)

Transmission of Previously Filed Request for Corrected Filing Receipt (1
page)

Certificate of Transmission (1 page)

COPY

Office No. BH6026CPCN

THE "RECEIVED" STAMP OF THE PATENT AND TRADEMARK OFFICE
IMPRINTED HEREON ACKNOWLEDGES THE FILING OF:

Description of Paper* and No.: Transmittal Letter (1 page) (*unduplicate*); Original enclosed Renunciation of Prior Powers of Attorney and Appointment of New Power of Attorney (3 pages); Request for Correction of Filing Receipt (2 pages; *in duplicate*); Copy of first page of above-referenced patent application (1 page); Copy of an executed Declaration for Patent Application (10 pages); Copy of Filing Receipt with correction noted thereon in red ink (1 page); and this return postcard.

Title: *ANTTNEOPLASTIC PEPTIDES*Name of Applicant(s): *Wilhelm Amberg, et al.*

Intf. or Serial No.: 09/757,142

Atty: Peter C. Lauro, Esq.

Date: September 13, 2002

*with Certificate of First Class Mailing

COPY**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE****In re the application of:** Wilhelm Amberg, *et al.***Serial No.:** 09/757,142**Filed:** January 9, 2001**For:** ANTINEOPLASTIC PEPTIDES**Attorney Docket No.:** BBI-6026CPCN**Group Art Unit:** 1627**Examiner:** Celsa, Bennett M.

Commissioner for Patents
Office of Initial Patent Examination
Customer Service Center
Washington, D.C. 20231

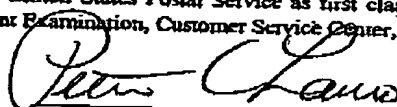
Certificate of First Class Mailing (37 C.F.R. §1.8(a))

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, Office of Initial Patent Examination, Customer Service Center, Washington, D.C. 20231 on the date set forth below.

September 13, 2002

Date of Signature and of Mail Deposit

By:



Peter C. Lauro, Esq.
Reg. No. 32,360

REQUEST FOR CORRECTION OF FILING RECEIPT

Dear Sir:

The Filing Receipt for the above-identified patent application omits certain Domestic Priority information. Applicants respectfully request that the Filing Receipt be corrected by inserting the following language to the Domestic Priority data as claimed by applicant:

—WHICH CLAIMS THE BENEFIT OF 08/573,422 12/15/95 ABN—

after the existing language:

“WHICH IS A CIP OF PCT/EP96/05518 12/11/1996”

In support of the above-request correction, Applicants enclose the first page of the above-reference application as filed, where lines 3-9 set forth the correct priority data, as

Serial No.: 09/757,142

COPY

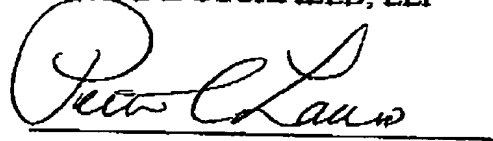
Group Art Unit: 1627

-2-

well as a copy of an executed Declaration, Petition and Power of Attorney filed that was filed on even date with the application, and that sets forth the correct priority claim. Applicants also enclose a copy of the Filing Receipt with the change noted thereon in red ink. *Applicants note that application no. 08/573,422, filed 12/15/95, was converted to a provisional application.*

Please charge any fees necessary for consideration and entry of this communication to our Deposit Account No. 12-0080. *A duplicate of this communication is enclosed.*

Respectfully submitted,
LAHIVE & COCKFIELD, LLP



Peter C. Lauro, Esq.
Registration No. 32,360
Attorney for Applicants

Dated: September 13, 2002

COPY



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COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING DATE	GRP ART UNIT	FIL FEE RECD	ATTY DOCKET NO	DRAWINGS	TOT CLAIMS	IND CLAIMS
09/57,142	01/09/2001	1627	1110	BBI-6026CPCN	0	9	8

CONFIRMATION NO. 6617

CORRECTED FILING RECEIPT



Guilio A. DeConti, Jr., Esq.
Lahive & Cockfield, L.L.P.
28 State Street
Boston, MA 02109

Date Mailed: 04/17/2002

Receipt is acknowledged of this nonprovisional Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Customer Service Center. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Wilhelm Amberg, Friedrichsdorf, GERMANY;
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Jurgen Weymann, Bad Dürkheim, GERMANY;
Thomas Zierke, Bohl-Iggelheim, GERMANY;

Assignment For Published Patent Application

BASF Aktiengesellschaft Germany;

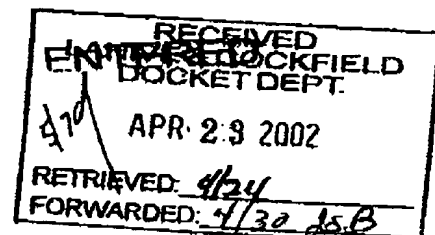
Domestic Priority data as claimed by applicant

THIS APPLICATION IS A CON OF 09/097,184 06/12/1998 ABN
WHICH IS A CIP OF PCT/EP96/05518 12/11/1996

-- WHICH CLAIMS THE BENEFIT OF 09/573,422 12/15/95 ABN --

Foreign Applications

If Required, Foreign Filing License Granted 03/27/2001



20-Jan-05 04:36pm
December 28, 2000

From-LAHIVE & COCKFIELD, LLP

6177424214

T-207 P.08/08 F-328

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PATENT APPLICATION
Docket No.: 2079.1009-001

-1-

Date: 1-9-01 Express Mail Label No. EL552288263US

Inventors: Wilhelm Amberg, Teresa Barlozzari, Harald Bernard, Ernst Buschmann,
Andreas Haupt, Hans-Guenther Hege, Bernd Janssen, Andreas Kling,
Helmut Lietz, Kurt Ritter, Martina Ullrich, Jürgen Weymann and
Thomas Zierke

Attorney's Docket No.: 2079.1009-001

ANTINEOPLASTIC PEPTIDES

RELATED APPLICATIONS

This application is a continuation of Application No. 09/097,184, filed June 12, 1998, which is a continuation-in-part of International Application No. PCT/EP96/05518, filed December 11, 1996, which designated the United States, published in English, which claims priority to U.S. Patent Application No. 08/573,422, filed December 15, 1995, now abandoned. This application also claims benefit of U.S. Provisional Application entitled "Antineoplastic Peptides", which resulted from the conversion of U.S. Serial No. 08/573,422.

The entire teachings of the above application(s) are incorporated herein by reference.

FIELD OF THE INVENTION

The invention described herein provides novel peptides and derivatives thereof which offer potentially improved therapeutic utilities for the treatment of neoplastic diseases as compared to dolastatin -10 and -15 (U.S. Patent Nos. 4,879,276 and 4,816,444) and the compounds described in WO 93/23424.